

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
REGION 15 | SUBREGION 26**

AMERIPRIDE SERVICES, INC.,
Respondent/Employer

And

SOUTHERN REGION WORKERS UNITED, A/W
SERVICES EMPLOYEES INTERNATIONAL UNION
Charging Party/Labor Organization

**REQUEST TO
POSTPONE HEARING**

**CASE NOS.
15-CA-167488
15-CA-170246**

Respondent/Employer AmeriPride Service, Inc. (“Respondent” or “AmeriPride”), by and through its attorneys, John F. Bowen LTD, and pursuant to Section 102.16(b) of the Rules and Regulations of the National Labor Relations Board (“NLRB” or “Board”) files this request for postponement of the hearing in the above matter. In support of its Request for Postponement, AmeriPride states as follows:

1. Region 15, Subregion 26 of the NLRB issued an Order Consolidating Cases, Consolidated Complaint and Notice of Hearing (“Consolidated Complaint”) against AmeriPride on March 30, 2017.
2. AmeriPride received the Consolidated Complaint via Certified Mail on Monday, April 3, 2017.

3. The Consolidated Complaint set the hearing in the above-captioned matter to commence on Monday, July 10, 2017 and continue on consecutive days thereafter until concluded.

4. During the weeks of July 3, 2017 and July 10, 2017, the employees and managers at Respondent's Memphis facility will be working alternate production and delivery schedules, which include additional hours on account of the Fourth of July Holiday.

5. No production or deliveries will occur on July 4, 2017, and the production and deliveries normally scheduled for that day will be dispersed to various days throughout the weeks of July 3, 2017 and July 10, 2017. As a result, drivers and the production employees at Respondent's Memphis facility will work extended hours in order to process significantly increased workloads during these weeks.

6. In the likely event that at least some production employees will be subpoenaed to testify by the Respondent and/or Counsel for the General Counsel, it will be extremely difficult (if not impossible) for Respondent to maintain adequate production and delivery schedules and while accommodating the absence of employees needed to attend and/or testify at the Hearing currently scheduled to commence on July 10, 2017.

7. Moreover, the holiday schedule also adversely impacts the availability of managers and supervisors to be present and/or testify at the Hearing, as currently scheduled.

8. In that regard, the General Manager, the Production Manager, the Customer Administrative Manager and several production supervisors from Respondent's Memphis facility are each essential to the Respondent's case in this matter. However, it is also essential that such managers and supervisors be available at Respondent's Memphis facility during the increased holiday schedule weeks of July 3, 2017 and July 10, 2017.

9. Therefore, because of the potentially significant harm to production and service at Respondent's Memphis facility if the Hearing commences on July 10, 2017 as ordered, Respondent respectfully requests a one-week postponement to the commencement of the Hearing to Monday, July 17, 2017.

10. Pursuant to the Board's rules, counsel for Respondent has contacted each of the other parties to determine their position with regard to Respondent's request for postponement. In that regard, Counsel for the Union Ira Katz indicated he needed to consult with the Board and his client before he could respond. However, Mr. Katz did not provide an answer regarding the Union's position by the time Respondent filed this Motion.

WHEREFORE, Respondent AmeriPride respectfully requests that the Regional Director issue an Order postponing the commencement of the Hearing in the above matter to Monday, July 17, 2017.

Dated: April 13, 2017

/s/ JOHN F. BOWEN
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ATTORNEYS FOR RESPONDENT

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that Respondent filed electronically the foregoing Request to Postpone Hearing with the National Labor Relations Board on April 13, 2017 and that a copy of the foregoing has been furnished by U.S. Mail to: Ms. Sandra L. Hightower, Acting Regional Director, National Labor Relations Board, Region 15, 600 S Maestri Place, 7th Floor, New Orleans, LA 70103; Mr. Ira Jay Katz, Associate General Counsel, Workers United, a/w SEIU, 4405 Mall Boulevard, Suite 600, Union City, GA 30291; and, Mr. Ira J. Katz, Southern Regional Counsel, 5 Roosevelt Place, Apt. 6L, Montclair, NJ 07042.

/s/ JOHN F. BOWEN
John F. Bowen